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2 **So Ordered.**



3 *Patricia C. Williams*
4
5 Patricia C. Williams
6 Bankruptcy Judge

7 **Dated: September 6th, 2013**

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9
10 UNITED STATES BANKRUPTCY COURT
11 EASTERN DISTRICT OF WASHINGTON

12 In re:

DC Case No. 12-cv-00640-RMP

13 LLS AMERICA, LLC,

Case No. 09-06194-PCW11

14 Debtor(s).

15 BRUCE P. KRIEGMAN, solely in his
16 capacity as court-appointed Chapter 11
17 Trustee for LLS America, LLC,

Adversary No. 11-80147-PCW11

18 Plaintiff(s),

REPORT AND RECOMMENDATION
RE: FINAL JUDGMENT

19 vs.

20 TERRENCE FRANK,

Defendant(s).

Attached is the final judgment proposed to be entered by the plaintiff. The final judgment is based upon the court's Order Granting Motion for Summary Judgment (ECF No. 70), which was entered August 19, 2013 due to defendant's failure to appear at the status conference regarding the motion or otherwise respond to said motion.

1 Based on that order and utilizing the notice and hearing procedure, the plaintiff
2 filed a Notice of Presentment of the final judgment (ECF No. 71) on August 21, 2013.
3 Said notice was served on the defendant on the same date (ECF No 72). The notice
4 stated that the judgment would be presented to the bankruptcy court ex-parte for its
5 recommendation for entry of the judgment by the District Court unless a response was
6 received from the defendant no later than September 4, 2013. No response was
7 received by the plaintiff or filed with the court.

8 **Recommendation**

9 The recommendation is that the final judgment attached hereto should be
10 entered against defendant Terrence Frank.

11 ///END OF REPORT AND RECOMMENDATION///
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Attorneys to Bruce P. Kriegman, Chapter 11 Trustee

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON**

In Re:

LLS AMERICA, LLC,

Debtor.

Case No. 2:cv-12-00640-RMP

Bankruptcy No. 09-06194-PCW11

BRUCE P. KRIEGMAN, solely in his
capacity as court-appointed Chapter 11
Trustee for LLS America LLC,

Plaintiff,

v.

TERRENCE FRANK,

Defendant.

Adversary No. 11-80147-PCW11

JUDGMENT

JUDGMENT SUMMARY

1. Judgment Creditor: Plaintiff Bruce P. Kriegman
2. Attorney(s) for Judgment Creditors: Daniel J. Gibbons

JUDGMENT - 1

S0756969



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Attorneys & Counselors

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Spokane, Washington 99201-0300 Fax: 509.458.2728

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2 3. Judgment Debtor: Terrence Frank
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4 4. Attorney for Judgment Debtor(s): None
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6 5. Amount of Judgment: \$220,389.49 CAD; and
7 \$186,046.87 USD
8 6. Amount of Interest Owed to
9 Date of Judgment: \$0.00
10
11 7. Interest Rate: 0.11% per annum
12

13 JUDGMENT

14 Based on the Order Granting Motion for Summary Judgment, judgment in
15 this matter is entered as follows:
16

17 1. Plaintiff Bruce P. Kriegman is awarded judgment against Defendant
18 Terrence Frank in the amount of \$220,389.49 CAD, and \$186,046.87 USD, plus
19 post-judgment interest at the rate of 0.11 percent per annum.
20

21 Entered this ____ day of _____, 2013.
22

23 HONORABLE ROSANNA PETERSON
24

25 Presented by:
26

27 WITHERSPOON • KELLEY
28

/s/ Daniel J. Gibbons

Daniel J. Gibbons, WSBA No. 33036

JUDGMENT - 2

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